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5                   UNITED STATES DISTRICT COURT  
6                   WESTERN DISTRICT OF WASHINGTON  
7                   AT SEATTLE

8       UNITED STATES OF AMERICA,    )  
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12 Offense charged:

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Illegal reentry after deportation.

Date of Detention Hearing: September 3, 2009.

The Court, having conducted a detention hearing pursuant to Title 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which the defendant can meet will reasonably assure the appearance of the defendant as required and the safety of any other person and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

Defendant is a citizen and national of Mexico. The court received no information regarding his personal history, residents, family ties, or ties to this federal district. The court received no information regarding defendant's financial status, health and alcohol controlled substance use, if any. Defendant has prior convictions including possession of controlled substances. According to

1 the government, immigration detainer has been placed on defendant.

2 It is therefore ORDERED:

3 (1) Defendant shall be detained pending trial and committed to the custody of the  
4 Attorney General for confinement in a correctional facility separate, to the extent practicable, from  
5 persons awaiting or serving sentences, or being held in custody pending appeal;

6 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
7 counsel;

8 (3) On order of a court of the United States or on request of an attorney for the  
9 Government, the person in charge of the correctional facility in which Defendant is confined shall  
10 deliver the defendant to a United States Marshal for the purpose of an appearance in connection  
11 with a court proceeding; and

12 (4) The clerk shall direct copies of this order to counsel for the United States, to  
13 counsel for the defendant, to the United States Marshall, and to the United States Pretrial Services  
14 Officer.

15 DATED this 3<sup>rd</sup> day of September, 2009.

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17 s/ BRIAN A. TSUCHIDA  
United States Magistrate Judge